



6 NOV 2000

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Legal Patent Record Center
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In re Application of
BRENNAN et al.

Application No.: 09/155,842

PCT No.: PCT/GB97/00708

Int. Filing Date: 14 March 1997

Priority Date: 10 April 1996

Attorney Docket No.: CI5023A1

For: MULTILAYER CARD

DECISION ON RENEWED
PETITION
UNDER 37 CFR 1.182

This is a decision on applicants' "RENEWED PETITION UNDER 37 CFR 1.181" filed in the United States Patent and Trademark Office on 06 September 2000, in response to a decision mailed 16 June 2000.

DISCUSSION

With regards to applicants' request that the holding of abandonment be withdrawn, a proper showing in order to establish that papers were not received as set forth in the Official Gazette at 1156 OG 53 must include the following: (1) a statement by the practitioner that the Office action was not received by the practitioner; (2) a statement attesting that a search of the file jacket and docket records indicates that the Office action was not received; and (3) a copy of the docket record where the non-received Office action would have been entered had it been received (the docket record must also be referenced in practitioner's statement). The 16 June 2000 decision indicated that applicant has satisfied requirements (1) and (2) above.

As to Item (3), applicants have provided "a copy of docket records for all patent attorneys and patent agents to which an Official paper from the U.S. Patent Office for Serial 09/155,842 with a due date of 22 March 1999 could have been misdocketed." Therefore, since applicant has satisfied Items (1), (2), and (3) above, the request may be properly granted.

CONCLUSION

For the reasons above, the request is GRANTED. The holding of Abandonment is withdrawn.

This application is being returned to the DO/EO/US for processing in accordance with this decision, that is, for issuance of a new Notification of Missing Requirements (Form PCT/DO/EO/905), to inform applicant that an oath or declaration of the inventors in compliance with 37 CFR 1.497 must be submitted in order to avoid abandonment of the application.



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